



# City of Rowlett

## Meeting Minutes

### City Council

4000 Main Street  
P.O. Box 99  
Rowlett, TX 75030-0099  
www.rowlett.com

*City of Rowlett City Council meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary at 972-412-6109 or write PO Box 99, Rowlett, Texas, 75030-0099, at least 48 hours in advance of the meeting.*

Tuesday, February 2, 2010

5:30 P.M.

Municipal Building – 4000 Main Street

As authorized by Section 551.071 of the Texas Government Code, this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item herein.

The City of Rowlett reserves the right to reconvene, recess or realign the Regular Session or called Executive Session or order of business at any time prior to adjournment.

**Present: Mayor Harper, Mayor Pro Tem Maggiotto, Deputy Mayor Pro Tem Gottel, Councilmember Phillips, Councilmember Rushing, Councilmember Jackson and Councilmember Kilgore**

#### 1. CALL TO ORDER

Mayor Harper called the meeting to order at 5:30 p.m.

#### CONVENE INTO EXECUTIVE SESSION

Convened into Executive Session at 5:30 p.m.

#### 2. EXECUTIVE SESSION

**Councilmember Rushing arrived during the beginning of the Executive Session.**

2A. The City Council shall convene into Executive Session pursuant to the TEXAS GOVERNMENT CODE, §551.071 (Consultation with Attorney) and §551.087 (Economic Development) to seek legal advice and to deliberate on economic development incentives and financial prospects for property located at or around Pecan Grove Park. (15 minutes)

2B. The City Council shall convene into Executive Session pursuant to the TEXAS GOVERNMENT CODE, §551.071 (Consultation with Attorney) and §551.072 (Deliberation Regarding Real

Property) to discuss counteroffer to Texas Department of Transportation (TxDOT) for President George Bush Turnpike (PGBT) Right-of-Way (ROW) Acquisition. (10 minutes)

- 2C. The City Council shall convene into Executive Session pursuant to the TEXAS GOVERNMENT CODE, §551.071 (Consultation with Attorney) and §551.072 (Deliberation Regarding Real Property) to review appraisal rolls for Martin Street and Rowlett Road Phase 2 Right-of-Way (ROW) acquisition and negotiation policy. (10 minutes)
- 2D. The City Council shall convene into Executive Session pursuant to the TEXAS GOVERNMENT CODE, §551.071 (Consultation with Attorney) and §551.087 (Economic Development Negotiations) to seek legal advice and to deliberate on economic development incentives and financial prospects for a Senior Housing Development Project for property located at 3601 Miller Road. (15 minutes)
- 2E. The City Council shall convene into Executive Session pursuant to the TEXAS GOVERNMENT CODE, §551.071 (Consultation with Attorney) for consideration of and deliberation on settlement offer in the Site Concrete case. (10 minutes)

**Mayor Pro Tem Maggiotto left the meeting following the Executive Session.**

#### **RECONVENE INTO OPEN SESSION**

Reconvened into open session at 6:55 p.m.

#### **3. WORK SESSION ITEMS (6:30 P.M.)**

- 3A. Joint meeting with DART Representative Mark Enoch. (20 minutes)

Mark Enoch, DART Representative, stated the DART Light Rail Blue Line is currently ahead of schedule. Stated within the next twelve months, there should be significant traffic relief on Rowlett Road.

Spoke regarding the progress of the DART Art and Design Committee and spoke concerning the aesthetics of the artwork to create the effect of Rowlett Creek running through the design.

- 3B. Presentation of the Police Staffing and Efficiency Report. (25 minutes)

Staff made a presentation regarding the Police Staffing and Efficiency Report. Stated there were fifty-four (54) recommendations; each recommendation will help the Police Department to be more community-friendly and better use efficiencies in operations.

A representative from Justice Research Consultants, LLC gave a brief overview of the study.

**3C. Discussion of the upcoming Town Hall meeting. (10 minutes)**

Concerns were voiced concerning which Councilmembers would represent the Council during the February 4<sup>th</sup> Town Hall Meeting since this is an election year. Concerns were also voiced stating a Town Hall Meeting should not occur close to a City Election.

**4. DISCUSS CONSENT AGENDA ITEMS**

No items were removed from the Consent Agenda to be considered individually.

**CONVENE INTO THE COUNCIL CHAMBERS (7:30 P.M.)**

Convened into the Council Chamber at 7:58 p.m.

**5. INVOCATION**

The invocation was led by Deputy Mayor Pro Tem Gottel.

**6. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mayor Harper.

**7. TEXAS PLEDGE OF ALLEGIANCE**

The Texas Pledge of Allegiance was led by Mayor Harper.

**8. PRESENTATIONS AND PROCLAMATIONS**

**8A. Hear presentation of the Monthly Financial report for the period ending December 31, 2009.**

Brian Funderburk, Director of Financial Services, gave a brief presentation regarding the Monthly Financial Report for the period ending December 31, 2009.

- 8B.** Update from the Mayor: Financial Position, Major Projects, Operational Issues, Upcoming Dates of Interest, and Items of Community Interests.

Mayor Harper gave a brief update to the Council on the various activities in the City including live broadcasts of the City Council meetings, the Dallas Area Rapid Transit (DART) Light Rail, several construction project updates, the new City website to be presented on March 1<sup>st</sup>, the local Economic Stimulus Program, the reinstallation of the streetlights on Rowlett Road, recognition for the Police Department, early voting for the Primary Election will begin on February 16<sup>th</sup>, the Little Sweetheart Dance at the Rowlett Community Centre on March 5<sup>th</sup>, and the Eggstraordinary Egg Hunt on the front lawn in front of the Library and City Hall on March 27<sup>th</sup>.

**9. CITIZENS' INPUT**

No one spoke during Citizens' Input.

**10. CONSENT AGENDA**

Item 10C was removed from the Consent Agenda by a citizen to be considered individually.

City Secretary read the items into the record.

- 10A.** Consider approving minutes from the January 19, 2010 Regular Council Meeting and corrections to the October 27, 2009 Joint Work Session Minutes.

**This item was approved on the Consent Agenda.**

- 10B.** Consider and take appropriate action on a request for alternate building materials for the remaining façade related to Revised Safeway Addition No. 16 and Aldi Food Stores. The subject property is located at 3500 Lakeview Parkway and consists of 17,957 ± square feet of an existing building.

**This item was approved as ORD-001-10 on the Consent Agenda.**

- 10C.** Consider approving a resolution to change the Wet Zone Water Park Operating Hours.

This item was removed from the Consent Agenda by a citizen to be considered individually.

Mayor Harper read the item into the record.

Staff gave a brief update regarding the modifications to the operating calendar.

A motion was made by Councilmember Jackson, seconded by Councilmember Phillips to approve the resolution. This item was adopted as RES-010-10. The motion carried by the following vote.

**Ayes:** 6 – Mayor Harper, Deputy Mayor Pro Tem Gottel, Councilmember Phillips, Councilmember Rushing, Councilmember Jackson, and Councilmember Kilgore

**Absent:** 1 – Mayor Pro Tem Maggiotto

#### **Passed The Consent Agenda**

A motion was made by Deputy Mayor Pro Tem Gottel, seconded by Councilmember Phillips, including all the preceding items marked as having been approved on the Consent Agenda. The motion carried by the following vote:

**Ayes:** 6 – Mayor Harper, Deputy Mayor Pro Tem Gottel, Councilmember Phillips, Councilmember Rushing, Councilmember Jackson, and Councilmember Kilgore

**Absent:** 1 – Mayor Pro Tem Maggiotto

#### **11. ITEMS FOR INDIVIDUAL CONSIDERATION**

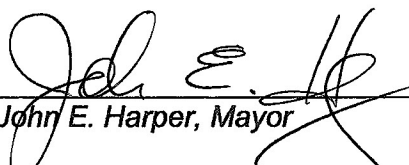
There were no items for individual consideration.

#### **TAKE ANY NECESSARY OR APPROPRIATE ACTION ON CLOSED/EXECUTIVE SESSION MATTERS**

No action followed the Executive Session.

#### **12. ADJOURNMENT**

Mayor Harper adjourned the meeting at 8:27 p.m.

  
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John E. Harper, Mayor  
Date Approved: February 16, 2010

  
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Susie Quinn, City Secretary